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 7 GLAXOSMITHKLINE and McKESSON  
 8 CORPORATION

9  
 10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN FRANCISCO DIVISION

13 MOHINDER KHANNA

14 Plaintiff,

15 v.

16 SMITHKLINE BEECHAM  
 17 CORPORATION d/b/a  
 18 GLAXOSMITHKLINE, McKESSON  
 19 PHARMACY SYSTEMS, and DOES ONE  
 20 through FIFTEEN, inclusive,

21 Defendants.

CV Case No. 08

1131

NOTICE OF PENDENCY OF OTHER  
 ACTION OR PROCEEDING  
 [CIV. L.R. 3-13]

22 Pursuant to Civil L.R. 3-13, defendants SMITHKLINE BEECHAM  
 23 CORPORATION dba GLAXOSMITHKLINE ("GSK") and McKESSON  
 24 CORPORATION ("McKesson") submit the following Notice of Pendency of Other  
 25 Action or Proceeding:

26 On October 16, 2007, the Judicial Panel on Multidistrict Litigation ("JPML")  
 27 created MDL 1871, *In re Avandia Marketing, Sales Practices and Products Liability*  
 28 *Litigation*, directing that then-pending Avandia®-related cases be transferred and  
 coordinated for pretrial proceedings in the United States District Court for the Eastern  
 District of Pennsylvania, before the Honorable Cynthia M. Rufe, pursuant to 28 U.S.C.

1       §1407. To date, nearly 50 cases have been transferred to MDL 1871, and transfers of  
 2 additional “tag-along” actions are pending. GSK seeks the transfer of this action to MDL  
 3 1871. Pursuant to Civil L.R. 3-13, GSK therefore respectfully requests that this Court  
 4 stay this action, pending a decision on transfer by the JPML, to achieve judicial  
 5 economies that underlie 28 U.S.C. Section 1407 (Multi-District Litigation Procedures)  
 6 and to avoid conflicts, conserve judicial resources, and promote an efficient  
 7 determination of the action.

8           Please take note that, in addition to MDL 1871, the following state court actions  
 9 also allege marketing, sales practice and/or product liability claims against Smithkline  
 10 Beecham Corporation d/b/a GlaxoSmithKline, related to the use of the prescription drug  
 11 Avandia:

12           1.     *Bosak, Kenneth, Bosak, Patricia v. SmithKline Beecham Corporation d/b/a*  
 13 *GlaxoSmithKline*, Court of Common Pleas, No. 000521;

14           2.     *Cearley, Travis v. SmithKline Beecham Corporation, GlaxoSmithKline, and*  
 15 *SmithKline Beecham Corporation d/b/a GlaxoSmithKline*, Court of Common Pleas,  
 16 Philadelphia County, No. 003877;

17           3.     *Fabyankovic, Janet v. SmithKline Beecham Corporation, McKesson*  
 18 *Corporation and Does 1 through 15*, Superior Court for the State of California, San  
 19 Francisco County, No. 08-471571;

20           4.     *Farris, Theresa o/b/o Ronald Farris (dec'd) and Ledbetter, Carla o/b/o*  
 21 *Jimmie Ledbetter (dec'd) v. SmithKline Beecham Corp. d/b/a GlaxoSmithKline and*  
 22 *McKesson Corporation*, Superior Court for the State of California, San Francisco County,  
 23 No. 08-471345;

24           5.     *Hall, Charles, Hall Susan v. SmithKline Beecham Corporation d/b/a*  
 25 *GlaxoSmithKline*, Court of Common Pleas, Philadelphia County, No. 002712;

26           6.     *Hunter, Raymond v. GlaxoSmithKline, SmithKline Beecham Corporation,*  
 27 *and GlaxoSmithKline PLC*, Court of Common Pleas, Philadelphia County, No. 000574;

28           7.     *Kelly, Joseph v. SmithKline Beecham Corporation, GlaxoSmithKline, and*

1       *SmithKline Beecham Corporation d/b/a GlaxoSmithKline*, Supreme Court of the State of  
 2       New York, Erie County, No. 12007-11066;

3           8.       *Khanna, Mohinder v. SmithKline Beecham Corporation d/b/a*  
 4       *GlaxoSmithKline, McKesson Pharmacy Systems, and Does One through Fifteen,*  
 5       *inclusive*, Superior Court for the State of California, San Francisco County, No. 08-  
 6       472290;

7           9.       *Kozar, Agnes, Kozar, Francis A. (Estate of) v. GlaxoSmithKline, PLC*,  
 8       Court of Common Pleas, Philadelphia County, No. 004897;

9           10.      *Larson, Paul, Larson Mary (Estate of) v. GlaxoSmithKline, PLC, et al.*,  
 10      Marion County Superior Court, State of Indiana, No. 49D050712 CT 054365;

11          11.      *Lloyd, Linda, Lloyd, Michael (Estate of) v. SmithKline Beecham*  
 12      *Corporation d/b/a GlaxoSmithKline*, Third Judicial Circuit, Salt Lake County, Utah, Case  
 13      No. 070913924;

14          12.      *McClure, Benjamin, McClure, Susan v. SmithKline Beecham Corp. d/b/a*  
 15      *GlaxoSmithKline*, Court of Common Pleas, Philadelphia County, No. 004431;

16          13.      *Mitchell, F.C., et al. v. GlaxoSmithKline Corporation, McKesson*  
 17      *Corporation and Does 1-50*, California Superior Court, Sacramento County, No. 34-  
 18      2008-00000449-CU-PO-GDS;

19          14.      *Odierna, Camille v. SmithKline Beecham Corporation, SmithKline*  
 20      *Beecham Corporation d/b/a GlaxoSmithKline PLC, and GlaxoSmithKline PLC*, Supreme  
 21      Court of the State of New York, Nassau County, No. 07-021754;

22          15.      *Parks, Josephine v. SmithKline Beecham Corporation, et al.*, Court of  
 23      Common Pleas, Philadelphia County, No. 001670;

24          16.      *Perrenot, Preston v. SmithKline Beecham Corporation d/b/a*  
 25      *GlaxoSmithKline*, Court of Common Pleas, Philadelphia County, No. 002454;

26          17.      *Rader, Rickey on behalf of himself and all others similarly situated v.*  
 27      *GlaxoSmithKline, PLC and GlaxoSmithKline USA*, Marion County Superior Court, State  
 28      of Indiana, No. 49D130712 CT 053223;

1        18. *Self, Joe v. SmithKline Beecham Corporation d/b/a GlaxoSmithKline*, Court  
2 of Common Pleas, Philadelphia County, No. 002457;

3       19.     *Tartack, Nancy, Tartack, Louis v. SmithKline Beecham Corporation,*  
4     *GlaxoSmithKline, and SmithKline Beecham Corporation d/b/a GlaxoSmithKline*, Court  
5     of Common Pleas, Philadelphia County, No. 004010;

6           20.    *Thomas, Samuel, Thomas Ruth Ann v. SmithKline Beecham Corporation*  
7    *d/b/a GlaxoSmithKline*, Court of Common Pleas, Philadelphia County, No. 002483;

8       21.    *White, Glenn v. SmithKline Beecham Corp., GlaxoSmithKline, and*  
9       *SmithKline Beecham Corp. d/b/a GlaxoSmithKline*, Court of Common Pleas,  
10      Philadelphia County, No. 003674; and

1           22.     *Yeager, Elizabeth, et al. v. SmithKline Beecham Corporation,*  
2     *GlaxoSmithKline, and SmithKline Beecham Corporation d/b/a GlaxoSmithKline*, Court  
3     of Common Pleas, Philadelphia County, No. 004055.

Dated: February 25, 2008

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